

THE HONORABLE JAMES L. ROBERT

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
DEPARTMENT OF SEATTLE

MICHAEL HOLEN, individually,

Plaintiff,

v.

SASA JOZIC, individually and JANE DOE
JOZIC, individually, and the marital community
composed thereof, BLUE LAND
TRANSPORTATION, INC. a foreign
corporation and COASTAL PACIFIC XPRESS,
INC., a foreign corporation,

Defendants.

NO. 2:17-CV-01147-JLR

STIPULATION AND ORDER
REGARDING FRCP 35
EXAMINATION OF PLAINTIFF

STIPULATION

The above action is one for personal injury. The Plaintiff has sustained injuries which are alleged to be the result of the tortious conduct of the Defendants. Plaintiff has put his medical condition into controversy by filing suit. The Defendants seek a medical examination of Plaintiff in accordance with Fed. R. Civ. P. 35.

FRCP 35 MEDICAL EXAMINATION
(Cause No. 2:17-CV-01147-JLR) -- Page 1

SCHEER LAW GROUP LLP
701 PIKE STREET, SUITE 2200
SEATTLE, WA 98101
P: (206) 262-1200 F: (206) 223-4065

1 The parties, by and through their respective counsel, hereby stipulate to an
2 examination of Plaintiff pursuant to Fed. R. Civ. P. 35 subject to the following terms and
3 conditions:

4 The examination shall be an orthopedic examination conducted by Alan Brown, MD
5 (hereafter "Examiner"). The examination shall be limited to inquiry in the field of the
6 expertise of the Examiner.

7 The examination shall be limited to an interview, evaluation and testing, and
8 assessment of plaintiff's physical injuries and conditions.

9 The examination shall be conducted at the Examiner's office: Bellevue Bone & Joint
10 Center, 1427 117th Ave NE, Bellevue, WA 98004.

11 The examination shall be conducted at a date and time agreed upon by the parties.
12 The specific date and time of the examination shall be scheduled after the Court has entered
13 an Order based on this Stipulation.

14 The Plaintiff may have a representative present at the examination but the
15 representative cannot interfere with the examination.

16 Plaintiff or his representative may make an audiotape and/or videotape recording of
17 the examination. If such recording is made, Plaintiff shall deliver a copy to the defendants
18 within 45 days of completion of the examination.

19 The Examiner shall make a written examination report as required by FRCP 35, and
20 the report shall be delivered within 45 days of completion of the examination.

21 Defense counsel shall advise Examiner of the above conditions for the orthopedic
22 examination of Plaintiff.

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FRCP 35 MEDICAL EXAMINATION
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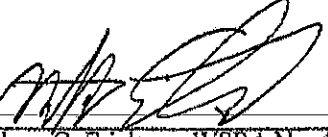
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701 PIKE STREET, SUITE 2200
SEATTLE, WA 98101
P: (206) 262-1200 F: (206) 223-4065

1 The foregoing is stipulated and agreed to by the parties:

2 KADISH TWERSKY LAW FIRM

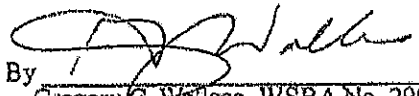
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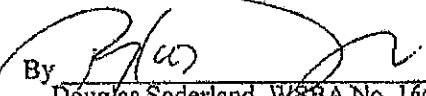
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4
5 By 
6 Jeffrey A. Twersky, WSBA No. 26581
Attorneys for Plaintiff

By 
Matthew C. Erickson, WSBA No. 43790
Attorneys for Defendant Blue Land

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9 LAW OFFICE OF VITALE AND
10 WALLACE

LAW OFFICE OF DOUGLAS
SODERLAND

11
12 By 
13 Gregory G. Wallace, WSBA No. 29029,
Attorneys for Defendant Coastal Pacific
14 Xpress, Inc.

By 
Douglas Soderland, WSBA No. 16439
Attorneys for Defendant Sasa Jozic

15
16
17 ORDER

18 Based upon the above Stipulation and agreement by the parties, the Court hereby:

19 ORDERS that Alan Brown, MD, may examine Plaintiff on the terms and conditions set forth
20 in the Stipulation between the parties.

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22 DATED this 4 day of May 2018.

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26 HONORABLE JAMES L. ROBERT
UNITED STATE DISTRICT COURT JUDGE

FRCP 35 MEDICAL EXAMINATION
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SCHEER LAW GROUP LLP
701 PIKE STREET, SUITE 2200
SEATTLE, WA 98101
P: (206) 262-1200 F: (206) 223-4065

1 PRESENTED BY:

2
3 SCHEER LAW GROUP, LLP

4
5 By: 

6 Matthew Ericksen, WSBA No. 43790

7 Attorneys for Defendant Blue Land Transportation, Inc.

8 COPY RECEIVED AND APPROVED BY:

9
10 KADISH TWERSKY LAW FIRM

11
12
13 By: 

14 Jeffrey Twersky, WSBA No. 26581

15 Attorneys for Plaintiff

16 LAW OFFICE OF VITALE AND WALLACE

17
18 By: 

19 Gregory G. Wallace, WSEA No. 29029

20 Attorneys for Defendant Coastal Pacific Xpress, Inc.

21 LAW OFFICES OF DOUGLAS R. SODERLAND

22
23 By: 

24 Douglas R. Soderland, WSBA No. 16439

25 Attorneys for Defendant Sasa Jozic

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FRCP 35 MEDICAL EXAMINATION
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SCHEER LAW GROUP LLP
701 PINE STREET, SUITE 2200
SEATTLE, WA 98101
P: (206) 262-1200 F: (206) 223-4065